

FIRST AMENDMENT TO LICENSE AGREEMENT

This Amendment to License Agreement ("Amendment"), being made this 6th day of October, 2004, between **MONTGOMERY COUNTY, MARYLAND**, 101 Monroe Street, Rockville, Maryland 20850, a body corporate and politic and a political subdivision of the State of Maryland, (hereinafter designated as the "COUNTY") and APC Realty and Equipment Company, LLC with its principal office located at 6391 Sprint Parkway, Overland Park, Kansas 66251-2650 (hereinafter designated as the "LICENSEE"). (COUNTY and LICENSEE, together, the "PARTIES").

WHEREAS, the COUNTY and LICENSEE entered into a License Agreement dated November 23, 1999 for property located at 26149 Ridge Road, Damascus, Maryland (the "Agreement"); and

WHEREAS, the PARTIES desire to amend that Agreement to permit one (1) five (5) year extension term and to increase the annual fee during said extension term.

NOW THEREFORE, in consideration of the premises and intending to be legally bound hereby, the PARTIES hereto agree to the following changes and modifications to the Agreement.

1. The PARTIES hereby agree to one (1) five (5) year extension term, which shall commence on January 17, 2005 and expire on January 16, 2010.

2. The annual fee for the five(5) year extension term is listed in the following table:

	<u>ANNUAL FEE</u>	<u>MONTHLY FEE</u>
Year 1	\$25,041.36	\$2,086.78
Year 2	\$25,792.60	\$2,149.38
Year 3	\$26,566.37	\$2,213.86
Year 4	\$27,363.36	\$2,280.28
Year 5	\$28,184.26	\$2,348.68

3. The date to be inserted in the second line of this Amendment to License Agreement (Amendment) shall be the date on which the last party to sign this Amendment signs such Amendment.

4. The amendment shall reflect the change of address for the LICENSOR in paragraph 12 of the License Agreement. The new address is: Montgomery County, Department of Public



Works and Transportation, Office of Real Estate, 101 Monroe Street 10th floor, Rockville Md., 20850 with a copy of notice to Montgomery County, Office of the County Attorney, 101 Monroe Street, 3rd floor, Rockville Md. 20850. The amendment shall reflect the change of address for the LICENSEE in paragraph 12 of the License Agreement. The new address is: Sprint Contracts & Performance, Mailstop KSOPHT0101-Z2650, 6391 Sprint Parkway, Overland Park, KS 66251-2650 with a copy of official notice to Sprint Law Department, Mailstop KSOPHT0101-Z2020, 6391 Sprint Parkway, Overland Park, KS 66251-2020.

5. Except as modified herein all other terms and conditions of the Agreement will remain in full force and effect.

SIGNATURE PAGE TO FOLLOW



IN WITNESS WHEREOF, the PARTIES hereto have set their hands and affixed their respective seals the day and year above written.

WITNESS:

By _____

TENANT:

APC Realty and Equipment Company, LLC

By: Marion S. Crable

Marion S. Crable

Title: Manager, Landlord Relations

Date: 10-1-04

WITNESS:

By Rebecca S. Domaruk

LANDLORD:

MONTGOMERY COUNTY

MARYLAND

By: Joseph F. Beach

Joseph F. Beach, Assistant

Chief Administrative Officer

Date: 10/1/04

APPROVED AS TO FORM AND
LEGALITY OFFICE OF THE
COUNTY ATTORNEY

By: Sileen J. Brennan
Associate County Attorney

Date: 8/6/2004

RECOMMENDED

By: Cynthia Brenneman
Cynthia Brenneman, Director
Office of Real Estate

Date: 7/30/04